

03/23/01

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PTO/SB/05 (08-00)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

|                        |                               |
|------------------------|-------------------------------|
| Attorney Docket No.    | EVC00-006                     |
| First Inventor         | Wendell Brown                 |
| Title                  | Real-Time Call Control System |
| Express Mail Label No. | EL 592 284 653 US             |

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

## ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

- ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
- ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
- ☒ Specification [Total Pages 23]  
(preferred arrangement set forth below)
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
- ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 4]
- Oath or Declaration [Total Pages 4]
  - ☒ Newly executed (original or copy)
  - ☐ Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 17 completed)
    - ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).
- ☐ Application Data Sheet. See 37 CFR 1.76.

- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - ☐ Computer Readable Copy (CRF)
  - Specification Sequence Listing on:
    - ☐ CD-ROM or CD-R (2 copies); or
    - ☐ paper
  - ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS


- ☒ Assignment Papers (cover sheet & document(s))
- ☐ 37 C.F.R. §3.73(b) Statement ☒ Power of Attorney  
(when there is an assignee) (Combined with Declaration)
- ☐ English Translation Document (if applicable)
- ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
- ☐ Certified copy of Priority Document(s) (if foreign priority is claimed)
- ☒ Other: Power of Attorney by Assignee; check for \$579  
Other: Request for Non-Publication

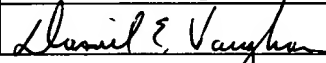
17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

|                                       |                                     |   |  |
|---------------------------------------|-------------------------------------|---|--|
| <input type="checkbox"/> Continuation | <input type="checkbox"/> Divisional | <input type="checkbox"/> Continuation-in-part (CIP) | of prior application No. _____ filed _____ |
| Prior application information:        |                                     | Examiner: _____                                     | Group Art Unit: _____                      |

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 18. CORRESPONDENCE ADDRESS

|   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Customer Number or Bar Code Label |  | or <input type="checkbox"/> Correspondence address below |
| Name  | Park & Vaughan LLP  |  |
| Address   | 22200   |  |
| City  | State   | Zip Code   |
| Country   | Telephone   | Fax  |

|                   |   |                                   |                |
|-------------------|---|-----------------------------------|----------------|
| Name (Print/Type) | Daniel E. Vaughan   | Registration No. (Attorney/Agent) | 42,199         |
| Signature         |  | Date                              | March 23, 2001 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

## Complete if Known

TOTAL AMOUNT OF PAYMENT (\$ 579

Application Number  
Filing Date March 23, 2001  
First Named Inventor Wendell Brown  
Examiner Name  
Group Art Unit  
Attorney Docket No. EVC00-006

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:

Deposit Account Number 50-1003  
Deposit Account Name Park & Vaughan

- ☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:  
☒ Check ☐ Credit card ☐ Money ☐ Other Order

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity Code (\$) | Small Entity Code (\$) | Fee Description               | Fee Paid |
|------------------------|------------------------|-------------------------------|----------|
| 101                    | 710                    | 201 355 Utility filing fee    | 355      |
| 106                    | 320                    | 206 160 Design filing fee     |          |
| 107                    | 490                    | 207 245 Plant filing fee      |          |
| 108                    | 710                    | 208 355 Reissue filing fee    |          |
| 114                    | 150                    | 214 75 Provisional filing fee |          |

SUBTOTAL (1) (\$ 355

### 2. EXTRA CLAIM FEES

| Total Claims         | Extra Claims | Fee from below | Fee Paid |
|----------------------|--------------|----------------|----------|
| 36                   | -20**= 16    | X 9            | = 144    |
| Independent Claims 4 | -3**= 1      | X 40           | = 40     |
| Multiple Dependent   |              |                |          |

\*\*or number previously paid, if greater; For Reissues, see below

| Large Entity Code (\$) | Small Entity Code (\$) | Fee Description  |
|------------------------|------------------------|--|
| 103                    | 18                     | 203 9 Claims in excess of 20                                     |
| 102                    | 80                     | 202 40 Independent claims in excess of 3                         |
| 104                    | 270                    | 204 135 Multiple dependent claim, if not paid                    |
| 109                    | 80                     | 209 40 ** Reissue independent claims over original patent        |
| 110                    | 18                     | 210 9 ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ 184

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity Code (\$) | Small Entity Code (\$) | Fee Description   | Fee Paid |
|------------------------|------------------------|---|----------|
| 105                    | 130                    | 205 65 Surcharge - late filing fee or oath  |          |
| 127                    | 50                     | 227 25 Surcharge - late provisional filing fee or cover sheet.                    |          |
| 139                    | 130                    | 139 130 Non-English specification   |          |
| 147                    | 2520                   | 147 2520 For filing a request for ex parte reexamination                          |          |
| 112                    | 920*                   | 112 920* Requesting publication of SIR prior to Examiner action                   |          |
| 113                    | 1840*                  | 113 1840* Requesting publication of SIR after Examiner action                     |          |
| 115                    | 110                    | 215 55 Extension for reply within first month                                     |          |
| 116                    | 390                    | 216 195 Extension for reply within second month                                   |          |
| 117                    | 890                    | 217 445 Extension for reply within third month                                    |          |
| 118                    | 1390                   | 218 695 Extension for reply within fourth month                                   |          |
| 128                    | 1890                   | 228 945 Extension for reply within fifth month                                    |          |
| 119                    | 310                    | 219 155 Notice of Appeal  |          |
| 120                    | 310                    | 220 155 Filing a brief in support of an appeal                                    |          |
| 121                    | 270                    | 221 135 Request for oral hearing  |          |
| 138                    | 1510                   | 138 1510 Petition to institute a public use proceeding                            |          |
| 140                    | 110                    | 240 55 Petition to revive - unavoidable   |          |
| 141                    | 1240                   | 241 620 Petition to revive - unintentional  |          |
| 142                    | 1240                   | 242 620 Utility issue fee (or reissue)  |          |
| 143                    | 440                    | 243 220 Design issue fee  |          |
| 144                    | 600                    | 244 300 Plant issue fee   |          |
| 122                    | 130                    | 122 130 Petitions to the Commissioner   |          |
| 123                    | 50                     | 123 50 Petitions related to provisional applications                              |          |
| 126                    | 180                    | 126 180 Submission of Information Disclosure Stmt                                 |          |
| 581                    | 40                     | 581 40 Recording each patent assignment per property (times number of properties) | 40       |
| 146                    | 710                    | 246 355 Filing a submission after final rejection (37 CFR 1.129(a))               |          |
| 149                    | 710                    | 249 355 For each additional invention to be examined (37 CFR 1.129(b))            |          |
| 179                    | 710                    | 279 355 Request for Continued Examination (RCE)                                   |          |
| 169                    | 900                    | 169 900 Request for expedited examination of a design application                 |          |

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 40

## SUBMITTED BY

Name (Print/Type) Daniel E. Vaughan

Registration No. (Attorney/Agent) 42,199

Signature

*Daniel E. Vaughan*

## Complete (if applicable)

Telephone 650/474-1973

Date March 23, 2001

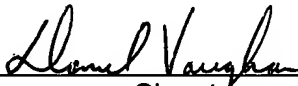
## WARNING:

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

|  |                               |                               |
|--|-------------------------------|-------------------------------|
| <b>REQUEST AND CERTIFICATION<br/>UNDER<br/>35 U.S.C. 122(b)(2)(B)(i)</b> | <b>First Named Inventor</b>   | Wendell Brown                 |
|  | <b>Title</b>                  | Real-Time Call Control System |
|  | <b>Attorney Docket Number</b> | EVC00-006                     |

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

March 23, 2001  
Date

  
Signature

Daniel E. Vaughan  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**